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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

SERENDIP LLC & WENDY CARLOS, ) Case CV08-07739 RGK (RCx)  
                                      )  
                                    Plaintiffs, )  
                                      )  
                                   vs. )  
                                      )  
WARNER BROS. ENTERTAINMENT INC., )  
                                      )  
                                   Defendant. )  
                                      )  
\_\_\_\_\_  
WARNER BROS. ENTERTAINMENT INC., ) DATE: April 20, 2009  
                                      ) TIME: 9:00 a.m.  
                                   Counter-Claimant, ) PLACE: Courtroom 850  
                                      )                                  255 E. Temple St.  
                                   vs. )                                  Los Angeles, CA  
                                      )  
SERENDIP LLC & WENDY CARLOS, )  
                                      )  
                                   Counter-Defendants. )  
                                      )

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on April 20, 2009 at 9:00 a.m., or as soon  
3 thereafter as counsel may be heard, in Courtroom 850 of the United States District  
4 Court, 255 East Temple Street, Los Angeles, California, Plaintiff and Counter-  
5 Defendant Serendip LLC will move this Court to dismiss the Counterclaim  
6 pursuant to FRCP 12(b)(6) because Counter-Claimant Warner Bros. Entertainment  
7 Inc.'s counterclaim fails to state a claim upon which relief may be granted as a  
8 matter of law.

9  
10 This motion is made following the conference of counsel pursuant to  
11 L.R. 7-3 which took place on February 20, 2009.

12  
13 This motion will be based upon this Notice of Motion and Motion, the  
14 Memorandum of Points and Authorities and other papers filed herewith, and the  
15 Pleadings filed herein.

16  
17 Dated: February 26, 2009

18  
19  
20 By \_\_\_\_\_ s/ \_\_\_\_\_  
21  
22 Annemarie Franklin  
23 Attorney for Plaintiff &  
24 Counter-Defendant  
25 Serendip LLC  
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